

Appl. No. 10/595,353
Amendment dated January 23, 2009
Response to Office Action mailed November 13, 2008

REMARKS

This application has been carefully reviewed in light of the Office Action mailed November 13, 2008. By way of this amendment, claims 6-9 and 14-16 are original, and claims 1-5, 10-13 and 17-20 have been canceled. No new claims have been added. Accordingly, claims 6-9 and 14-16 remain pending in the application and are allowable. A replacement declaration has been submitted to correct the defective declaration.

Oath/Declaration

The Examiner has indicated that the oath or declaration is defective because the first page of the declaration is missing. Attached with this response is a replacement declaration including the first page to correct the defect.

Allowable Subject Matter

The Examiner has indicated that claims 6-9 and 14-16 are allowed. Applicant has canceled claims 1-5, 10-13 and 17-20, and respectfully requests the issuance of a Notice of Allowance for the pending claims.

Claim Rejections - 35 U.S.C. § 103

Pursuant to pages 3-4 of the Office Action, claims 1-5, 10, 11, 13 and 17-20 stand rejected under 35 U.S.C. 103(a) as being unpatentable over US 5,807,291 to Larson et al. in view of US 6,186,966 to Grim et al.

Applicant has canceled claims 1-5, 10, 11, 13 and 17-20. Accordingly, Applicant submits that the rejection of claims 1-5, 10, 11, 13 and 17-20 is moot.

Conclusion

In view of the foregoing amendments and remarks, it is submitted that the pending claims are now in condition for allowance.

Appl. No. 10/595,353
Amendment dated January 23, 2009
Response to Office Action mailed November 13, 2008

This response is being timely filed. If there are any fees due in connection with this response, the Director is hereby authorized to charge such fees or any underpayments to Deposit Account No. 01-0265. Any overpayments should likewise be credited to Deposit Account No. 01-0265.

Respectfully submitted,

/Jeffrey S. Bernard/

Jeffrey S. Bernard
Registration No. 50,020

ADAMS INTELLECTUAL PROPERTY LAW, P.A.
201 South College Street
Suite 2350 Charlotte Plaza
Charlotte, North Carolina 28244
Tel. (704) 375-9249
Fax: (704) 375-0729